

From: [Kevin Miller](#)
To: [Calvin Furlow](#)
Cc: [Bill Jacobs](#); [Scott Garrison](#); [SharonY McBride](#)
Subject: Re: FYI - more from Arnold & Porter - rodenticides
Date: 02/11/2009 03:56 PM

I don't have language, it is not an issue I've dealt with in appeals. The applicable section is 40 C.F.R. Section 2.107(e).

Kevin Miller
Office of General Counsel (Mail Code 2377A)
U.S. Environmental Protection Agency
1200 Pennsylvania Ave., N.W.
Washington D.C. 20460
202-564-2691

▼ Calvin Furlow---02/11/2009 03:43:59 PM---That's another item they failed to include in their letter. On the phone they agreed to \$1,000 and


From: Calvin Furlow/DC/USEPA/US
To: Kevin Miller/DC/USEPA/US@EPA
Cc: Bill Jacobs/DC/USEPA/US@EPA, Scott Garrison/DC/USEPA/US@EPA, SharonY McBride/DC/USEPA/US@EPA
Date: 02/11/2009 03:43 PM
Subject: Re: FYI - more from Arnold & Porter - rodenticides

That's another item they failed to include in their letter. On the phone they agreed to \$1,000 and said they would put it in writing. It took them a week to get back to us with this very incomplete accounting of our teleconference verbal agreements. We usually don't toll requests but these guys are being adversarial. If you think that's prudent, do you have some language we can use?

▼ Kevin Miller---02/11/2009 01:47:45 PM---Calvin, Are you charging these folks? They only said they'd pay up to \$200. Given the large amount

Kevin
Miller/DC/USEPA/US

02/11/2009 01:47 PM

To: Calvin Furlow/DC/USEPA/US@EPA
cc: Bill Jacobs/DC/USEPA/US@EPA, Scott Garrison/DC/USEPA/US@EPA
Subject: Re: FYI - more from Arnold & Porter - rodenticides 

Calvin,

Are you charging these folks? They only said they'd pay up to \$200. Given the large amount of records requested, you may want to send them a fee estimate and get an assurance of payment. Otherwise, we can't charge them more than \$200.

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▼ Calvin Furlow---02/11/2009 12:32:37 PM----- Forwarded by Calvin Furlow/DC/USEPA/US on 02/11/2009 12:30 PM -----

From: Calvin Furlow/DC/USEPA/US
To: Scott Garrison/DC/USEPA/US@EPA
Cc: Kevin Miller/DC/USEPA/US@EPA, Bill Jacobs/DC/USEPA/US@EPA
Date: 02/11/2009 12:32 PM
Subject: FYI - more from Arnold & Porter - rodenticides

----- Forwarded by Calvin Furlow/DC/USEPA/US on 02/11/2009 12:30 PM -----

SharonY McBride/ DC/ USEPA/ US	To Calvin Furlow/DC/USEPA/US@EPA cc
02/11/2009 11:37 AM	Subject Fw: FOIA Request HQ RIN-0547-09

Please see the below email from Arnold & Porter and attachment clarify their FOIA per our teleconference of last week.

Thanks!

Sharon Y. McBride
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EPA Office of Pesticide Program
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